



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Office of Medicaid
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www.mass.gov/eohhs

NOTICE OF PROPOSED AMENDMENT OF REGULATIONS

The Division proposes to amend its regulations under the authority of M.G.L. c. 118E, ss. 7 and 12 and pursuant to M.G.L. c. 30A. The Division describes the substance of the proposed actions as amendments to regulations found at 130 CMR 417.000. The proposed amendments clarify and streamline requirements for enrollment and participation in MassHealth as a provider of psychiatric day treatment services. The proposed revisions update the definition of mental illness, add satellite hospital facilities as a potential site for the provision of psychiatric day treatment services, and clarify the provider participation requirements and covered services for in-state and out-of-state programs. The proposed revisions also update certain staff qualifications, as follows: psychiatrists may be board certified by either the American Board of Psychiatry and Neurology, or the American Osteopathic Board of Neurology and Psychiatry; psychologists must be licensed by the Massachusetts Board of Registration of Psychologists; and, the nursing credential of psychiatric/clinical nurse specialist, which is no longer available, has been replaced with current credentialing standards for Board Certified Psychiatric nurses, including Adult Psychiatric-Mental Health Clinical Nurse Specialist – Board Certified (PMHCNS-BC) and Psychiatric Mental Health Nurse Practitioner – Board Certified (PMHNP-BC). The proposed revisions also comply with recent Federal guidance that prohibits imposing limitations on services provided for a habilitative purpose that are more restrictive than limitations on services provided for a rehabilitative purpose.

It is anticipated that these amendments will not go into effect before July 1, 2016.

All persons desiring to submit data, views, or arguments concerning these proposed actions may submit them in writing to the Assistant Secretary for MassHealth, EOHHS, One Ashburton Place, Room 1109, Boston, Massachusetts 02108, or e-mail them to masshealthpublicnotice@state.ma.us. E-mailed comments should contain the sender's name, mailing address, and organization or affiliation, if any. Comments will be accepted through 5:00 p.m. on Friday, June 10, 2016.

All persons desiring to review the current draft of the proposed actions may go to www.mass.gov/masshealth/proposedregs or request a copy in writing or in person from the MassHealth Publications Unit, 100 Hancock Street, 6th Floor, Quincy, Massachusetts 02171.

The Division may adopt a revised version of the proposed actions taking into account relevant comments and any other practical alternatives that come to the Division's attention.

May 20, 2016